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PATENT
Attorney Docket No.: 018781-002710US
Client Ref. No.: T99-008-1

BOX ISSUE FEE
Assistant Commissioner for Patents
Washington, D.C. 20231

MATCH & RETURN

On January 23, 2003

TOWNSEND and TOWNSEND and CREW LLP

By: Masha M. Martinenko
Masha M. Martinenko

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3-31-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Lawrence R. McGee, *et al.*

Application No.: 09/606,433

Filed: June 28, 2000

For: COMPOUNDS FOR THE
MODULATION OF PPAR γ
ACTIVITY

Examiner: Seaman, D.

Art Unit: 1625

**REQUEST TO APPLY PREVIOUSLY PAID
ISSUE FEE PURSUANT TO
COMMUNICATION ON GRANTED
PETITION MAILED SEPTEMBER 20, 2002**

BOX ISSUE FEE
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Enclosed herewith is an Issue Fee Transmittal PTOL-85(b) with fee authorization to Deposit Account 20-1430 for the above-referenced application, pursuant to the Notice of Allowance and Issue Fee Due mailed October 24, 2002. The issue fee for the above-referenced patent application was previously paid on August 1, 2002, pursuant to the Notice of Allowance and Issue Fee Due mailed on May 8, 2002. Applicants' Petition filed September 19, 2002 to withdraw the case from issue was granted, per the Communication On Petition mailed September 20, 2002.

Pursuant to the said Communication On Petition, Applicants hereby request that the issue fee of \$1,280.00 paid on August 1, 2002 be applied towards the issue fee required in the new Notice of Allowance. Copies of the Issue Fee Transmittal PTOL-

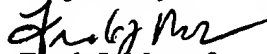
Lawrence R. McGee, et al.
Application No.: 09/606,433
Page 2

PATENT

85(b) with fee authorization to Deposit Account 20-1430 filed on August 1, 2002 together with the returned post card, and Communication On Petition mailed on September 20, 2002 are enclosed herewith.

Please charge or credit to Deposit Account 20-1430 any other fee amount attendant to this matter.

Respectfully submitted,


Frank J. Mycroft
Reg. No. 46,946

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: 415-576-0200
Fax: 415-576-0300

FJM:mmm

WC 9051798 v1



PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Box ISSUE FEE
Commissioner for Patents
Washington, D.C. 20231
Fax (703)746-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 4 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections or use Block 1)

7590

10/24/2002

William B Kezer
Townsend and Townsend and Crew LLP
Two Embarcadero Center 8th Floor
San Francisco, CA 94111-3834

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission
I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Box Issue Fee address above, or being facsimile transmitted to the USPTO, on the date indicated below.

Masha M. Martinenko

(Depositor's name)

Masha M. Martinenko

(Signature)

January 23, 2003

(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/606,433	06/28/2000	Lawrence R. McGee	18781-002710US	6127

TITLE OF INVENTION: COMPOUNDS FOR THE MODULATION OF PPARY ACTIVITY

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES NO	\$640 \$1300	\$0	\$640 \$1300	01/24/2003

EXAMINER	ART UNIT	CLASS-SUBCLASS
SEAMAN, D MARGARET M	1625	514-367000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

Townsend and Townsend
and Crew LLP

2 _____
3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

Tularik, Inc.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

South San Francisco, CA

Please check the appropriate assignee category or categories (will not be printed on the patent)

☐ individual ☒ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

☒ Issue Fee☐ Publication Fee☒ Advance Order - # of Copies 10

4b. Payment of Fee(s):

☐ A check in the amount of the fee(s) is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☒ The Commissioner is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 20-1430 (enclose an extra copy of this form).

Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

(Authorized Signature) Frank J. Mycroft

(Date)

Frank J. Mycroft 1-23-03

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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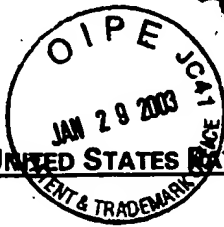
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**WILLIAM B. KEZER
TOWNSEND AND TOWNSEND AND CREW LLP
TWO EMBARCADERO CENTER, 8TH FLOOR
SAN FRANCISCO, CA 94111-3834**

SEP 26 2002

TOWNSEND AND TOWNSEND AND CREW LLP

In re Application of
Lawrence R. McGee et al
Application No. 09/606,433
Filed: June 28, 2000
Attorney Docket No. 18781-002710US

COPY MAILED

SEP 20 2002

OFFICE OF PETITIONS

ON PETITION

This is a decision on the petition, filed by facsimile transmission on September 19, 2002, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on August 6, 2002 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.¹

Telephone inquiries should be directed to the undersigned at (703) 305-8680.

Upon receipt of the file in the Office of Petitions, the file will be forwarded to Technology Center AU 1625 for processing of the request for continued examination under 37 CFR 1.114 and for consideration of the concurrently filed amendment and Information Disclosure Statement.

Frances Hicks
Frances Hicks

Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

¹ The request to apply the issue fee to the new Notice must be made in writing and should be accompanied by the new Issue Fee Transmittal Form PTOL-85(b), along with a copy of this decision. Additionally, if the issue fee has increased from the previously paid issue fee, the balance due must be submitted. Failure to timely request in writing that the previously paid issue fee be applied towards the new Notice and payment of any balance due will result in the abandonment of the application.